



HAND DELIVERED APRIL 26, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Moore et al.

Application No.: 09/225,502

Group Art Unit: 1644

Filed: January 6, 1999

Examiner: DeCloux, A.

Title: **Human FK506 Binding Proteins**

Attny. Docket No. PF392

**DECLARATION UNDER 37 C.F.R. 1.68 AND M.P.E.P. 608.01(p)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Jonathan L. Klein, attorney of record in the above-identified application, declare and state as follows:

1. The above-identified application claims the benefit of priority under 37 U.S.C. 119(e) to U.S. Provisional Application No. 60/070,875, filed January 9, 1998 (the "'875 application"). The '875 application was incorporated by reference into the above-identified application as stated at page 1, lines 3-5 of the specification. The text appearing at page 31, line 10 to page 32, line 10 of the '875 application has been inserted into the text of the above-identified application by way of an amendment submitted concurrently herewith. The text inserted in the aforementioned amendment is identical to the text as it appears in the '875 application at page 31, line 10 to page 32, line 10.

2. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereupon.

Dated: APRIL 26, 2000

Jonathan L. Klein  
Jonathan L. Klein (Reg. No. 41,119)  
Attorney for Applicants

Human Genome Sciences, Inc.  
9410 Key West Avenue  
Rockville, MD 20850  
Telephone: (301) 309-8504